

REMARKS

Entry of the foregoing, reexamination and reconsideration of the above-identified application are respectfully requested.

Claims 51-60 and 62-66 have been rejected under 35 U.S.C. §112, second paragraph, as the claims were allegedly indefinite. This rejection is traversed in part and rendered moot in part.

In particular, claims 51 and 54 were said to be vague due to inconsistencies between the preamble and the rest of the claim. These claims were amended to be consistent by deleting the recitations relating to the lipids. The inconsistencies should thus be eliminated.

In addition, claims 51 and 57; claims 52, 58 and 60; claims 53 and 59; claims 54 and 62; and claims 55, 63 and 65 were asserted to be substantial duplicates. Claims 51 and 54 have been amended to delete reference to a "lipid." Claims 57 and 62 thus encompass embodiments wherein the unsaturated fatty acid may be in a lipid, while claims 51 and 54 are directed to only the fatty acid embodiments. Claims 51 and 57, and 54 and 62 thus are no longer substantial duplicates since claims 57 and 62 encompass production of lipids containing unsaturated fatty acids as well as the unsaturated fatty acids themselves.

In addition, claims 52 and 58; claims 53 and 59; and claims 55 and 63 are no longer duplicates since claims 58, 59 and 63 would also encompass a lipid containing the unsaturated fatty acid.

Claims 58 and 63 have been deleted by this amendment. These claims thus are no longer substantial duplicates of other claims.

In view of the above, as well as the instant amendments, withdrawal of the rejection under §112, second paragraph, is respectfully requested and believed to be in order.

It is respectfully submitted that all rejections have been overcome by the above amendments. All of the pending claims are believed to now be in condition for allowance. Thus, a Notice of Allowance is respectfully requested.

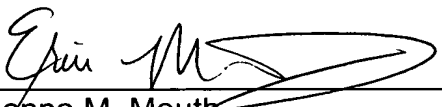
In the event that there are any questions relating to this amendment or the application in general, it would be appreciated if the Examiner would contact the undersigned attorney by telephone at (650) 622-2360 so that prosecution of the application may be expedited.

Respectfully submitted,

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Date: November 10, 2003

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